

#12 B.X.
7-31-09

Attorney Docket No: E2690/199298

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
Harish C. Joshi et al.)	
)	
Patent No. 6,673,814)	Confirmation No. 3014
)	
Issued: January 6, 2004)	
)	
For: NOSCAPINE AND NOSCAPINE)	
DERIVATIVES, USEFUL AS ANTICANCER)	
AGENTS)	

PETITION FOR CORRECTION OF INVENTORSHIP UNDER 37 C.F.R. §1.324

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The undersigned attorney of record in the patent identified above hereby petitions to correct an error of inventorship in the above-referenced application. Applicants hereby request that the U.S. Patent and Trademark Office under 37 C.F.R. § 1.324, pursuant to 35 U.S.C. § 256, correct inventorship of the above-identified patent by adding **John A. Petros** as a named inventor. The error arose without any deceptive intention on the part of the persons who were named as inventors and all of the currently named inventors agree to the change of inventorship. Once this petition is granted, the inventors in this application will be **Harish C. Joshi, Decatur, GA; Ye Keqiang, Baltimore, MD; Judith Kapp, Atlanta, GA; Jaren Landen, Decatur, GA; David Archer, Roswell, GA; Cheryl Armstrong, Winnetka, IN;**

I hereby certify that this correspondence is being electronically filed with the United States Patent & Trademark Office on June 16, 2009, through its EFS-Web electronic filing system.

/christy k. flagler/
Christy K. Flagler

Fuqiang Liu, Piscataway, NJ and John A. Petros, Norcross, GA. The original named inventors executed a complete assignment of ownership to Emory University recorded on May 9, 2002. The assignee of the invention, Emory University, consents to the correction of the named inventors. Applicants hereby request that the order of the inventors in this application be as shown above.

Pursuant to the requirements of §1.324(b), applicants submit herewith the following:

- 1) Statement from John A. Petros that error in inventorship occurred without deceptive intention.
- 2) Statement from Harish C. Joshi, listed inventor, agreeing to or stating no disagreement with the change in inventorship.
- 3) Statement from Ye Keqiang, listed inventor, agreeing to or stating no disagreement with the change in inventorship.
- 4) Statement from Judith Kapp, listed inventor, agreeing to or stating no disagreement with the change in inventorship..
- 5) Statement from Fuqiang Liu, listed inventor, agreeing to or stating no disagreement with the change in inventorship.
- 6) Statement from Jaren Landen, listed inventor, agreeing to or stating no disagreement with the change in inventorship.
- 7) Statement from David Archer, listed inventor, agreeing to or stating no disagreement with the change in inventorship.
- 8) Statement from Cheryl Armstrong, listed inventor, agreeing to or stating no disagreement with the change in inventorship.
- 9) Statement from Emory University, assignee of the patent, agreeing to the change in inventorship.

Petition For Correction of Inventorship Under 37 C.F.R. §1.48(e)
Patent No. 6,376,516
Issued: April 23, 2002
Page 3

10) Petition fee of \$130.00 for a correction of inventorship pursuant to 37 C.F.R. 1.324.

No other fees are believed due; however, the Commissioner is hereby authorized to charge any fees that may be required, or credit any overpayment, to Deposit Account No. 11-0855.

Respectfully submitted,

/s/ Vanessa M. Blake

Vanessa M. Blake
Reg. No. 58,522

KILPATRICK STOCKTON LLP
Suite 2800
1100 Peachtree Street
Atlanta, Georgia 30309-4530
Telephone: (404) 815-6500
Facsimile: (404) 815-6555
Attorney Docket No. E2690/199298

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Harish C. Joshi et al.)
)
Patent No. **6,673,814**)
)
Issued: **January 6, 2004**)
)
For: **DELIVERY SYSTEMS AND METHODS**)
FOR NOSCAPINE AND NOSCAPINE)
DERIVATIVES, USEFUL AS ANTICANCER)
AGENTS)

**DECLARATION OF DAVID ARCHER IN SUPPORT OF PETITION FOR
CORRECTION OF INVENTORSHIP UNDER 37 C.F.R. §1.324**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

I, David Archer, declare as follows:

1. I declare that I am an inventor in the above referenced issued patent. It was an error that John A. Petros was not named in the above-identified issued patent and this error in inventorship occurred with no deceptive intent on my part. I agree to the change of inventorship to add Dr. John A. Petros as an inventor of U.S. Patent No. 6,673,814.

2. I further declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the issued patent.

Our Docket Number: E2690-199298

Declaration of David Archer
Patent No. 6,673,814
Issued: January 6, 2004
Page 2

Date: 3/30/09

David Archer
David Archer

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Harish C. Joshi et al.)
)
Patent No. **6,673,814**)
)
Issued: **January 6, 2004**)
)
For: **DELIVERY SYSTEMS AND METHODS**)
FOR NOSCAPINE AND NOSCAPINE)
DERIVATIVES, USEFUL AS ANTICANCER)
AGENTS)

**DECLARATION OF CHERYL ARMSTRONG IN SUPPORT OF PETITION FOR
CORRECTION OF INVENTORSHIP UNDER 37 C.F.R. §1.324**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

I, Cheryl Armstrong, declare as follows:

1. I declare that I am an inventor in the above referenced issued patent. It was an error that John A. Petros was not named in the above-identified issued patent and this error in inventorship occurred with no deceptive intent on my part. I agree to the change of inventorship to add Dr. John A. Petros as an inventor of U.S. Patent No. 6,673,814.

2. I further declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the issued patent.

Our Docket Number: E2690-199298

Declaration of Cheryl Armstrong
Patent No. 6,673,814
Issued: January 6, 2004
Page 2

Date: March 30, 2009

Cheryl Armstrong
Cheryl Armstrong

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Harish C. Joshi et al.)
)
Patent No. **6,673,814**)
)
Issued: **January 6, 2004**)
)
For: **DELIVERY SYSTEMS AND METHODS**)
FOR NOSCAPINE AND NOSCAPINE)
DERIVATIVES, USEFUL AS ANTICANCER)
AGENTS)

**DECLARATION OF EMORY UNIVERSITY IN SUPPORT OF PETITION FOR
CORRECTION OF INVENTORSHIP UNDER 37 C.F.R. §1.324**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

I, Mary Severson, declare as follows:

1. Emory University is the assignee of record of U.S. Patent No. 6,673,814.
2. The assignment from the current inventors was recorded on May 9, 2002 and is located at Reel: 012883 and Frame 0678.
3. My title is Chief Technology Officer and Associate Director, OTT. I have authority to act on behalf of Emory University, the assignee of record of the patent. On

Declaration of Emory University
Patent No. 6,673,814
Issued: January 6, 2004
Page 2

behalf of Emory University, I agree to the change of inventorship under 37 C.F.R. §1.324 to add Mr. John A. Petros as an inventor of U.S. Patent No. 6,673,814.

4. Once the inventorship is corrected, the inventors of this patent will be Harish C. Joshi, Keqiang Ye, Judith Kapp, Jaren Landen, David Archer, Cheryl Armstrong, Fuqiang Liu and John A. Petros.

Date: March 27, 2009



Mary Severson

☒ Assignment recorded on
May 9, 2002

Reel: 012383

Frame: 0678

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Harish C. Joshi et al.)
)
Patent No. **6,673,814**)
)
Issued: **January 6, 2004**)
)
For: **DELIVERY SYSTEMS AND METHODS**)
FOR NOSCAPINE AND NOSCAPINE)
DERIVATIVES, USEFUL AS ANTICANCER)
AGENTS)

**DECLARATION OF HARISH C. JOSHI IN SUPPORT OF PETITION FOR
CORRECTION OF INVENTORSHIP UNDER 37 C.F.R. §1.324**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

I, Harish C. Joshi, declare as follows:

1. I declare that I am an inventor in the above referenced issued patent. It was an error that John A. Petros was not named in the above-identified issued patent and this error in inventorship occurred with no deceptive intent on my part. I agree to the change of inventorship to add Dr. John A. Petros as an inventor of U.S. Patent No. 6,673,814.

2. I further declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the issued patent.

Our Docket Number: E2690-199298

Declaration of Harish C. Joshi
Patent No. 6,673,814
Issued: January 6, 2004
Page 2

Date: 04/17/2009

Harish C. Joshi
Harish C. Joshi

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Harish C. Joshi et al.)
)
Patent No. **6,673,814**)
)
Issued: **January 6, 2004**)
)
For: **DELIVERY SYSTEMS AND METHODS**)
FOR NOSCAPINE AND NOSCAPINE)
DERIVATIVES, USEFUL AS ANTICANCER)
AGENTS)

**DECLARATION OF JUDITH KAPP IN SUPPORT OF PETITION FOR
CORRECTION OF INVENTORSHIP UNDER 37 C.F.R. §1.324**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

I, Judith Kapp, declare as follows:

1. I declare that I am an inventor in the above referenced issued patent. It was an error that John A. Petros was not named in the above-identified issued patent and this error in inventorship occurred with no deceptive intent on my part. I agree to the change of inventorship to add Dr. John A. Petros as an inventor of U.S. Patent No. 6,673,814.

2.. I further declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the issued patent.

Our Docket Number: E2690-199298

Declaration of Judith Kapp
Patent No. 6,673,814
Issued: January 6, 2004
Page 2

Date: March 27, 2009

Judith Kapp
Judith Kapp

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Harish C. Joshi et al.)
)
Patent No. 6,673,814)
)
Issued: January 6, 2004)
)
For: DELIVERY SYSTEMS AND METHODS)
FOR NOSCAPINE AND NOSCAPINE)
DERIVATIVES, USEFUL AS ANTICANCER)
AGENTS)

**DECLARATION OF JAREN LANDEN IN SUPPORT OF PETITION FOR
CORRECTION OF INVENTORSHIP UNDER 37 C.F.R. §1.324**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

I, Jaren Landen, declare as follows:

1. I declare that I am an inventor in the above referenced issued patent. It was an error that John A. Petros was not named in the above-identified issued patent and this error in inventorship occurred with no deceptive intent on my part. I agree to the change of inventorship to add Dr. John A. Petros as an inventor of U.S. Patent No. 6,673,814.

2. I further declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the issued patent.

Declaration of Jaren Landen
Patent No. 6,673,814
Issued: January 6, 2004
Page 2

Date: 4/27/07

Jaren Landen
Jaren Landen

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Harish C. Joshi et al.)
)
Patent No. **6,673,814**)
)
Issued: **January 6, 2004**)
)
For: **DELIVERY SYSTEMS AND METHODS**)
FOR NOSCAPINE AND NOSCAPINE)
DERIVATIVES, USEFUL AS ANTICANCER)
AGENTS)

**DECLARATION OF FUQIANG LIU IN SUPPORT OF PETITION FOR
CORRECTION OF INVENTORSHIP UNDER 37 C.F.R. §1.324**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

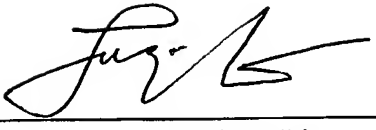
I, Fuqiang Liu, declare as follows:

1. I declare that I am an inventor in the above referenced issued patent. It was an error that John A. Petros was not named in the above-identified issued patent and this error in inventorship occurred with no deceptive intent on my part. I agree to the change of inventorship to add Dr. John A. Petros as an inventor of U.S. Patent No. 6,673,814.

2. I further declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the issued patent.

Declaration of Fuqiang Liu
Patent No. 6,673,814
Issued: January 6, 2004
Page 2

Date: March 30, 2009


Fuqiang Liu

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Harish C. Joshi et al.)
)
Patent No. **6,673,814**)
)
Issued: **January 6, 2004**)
)
For: **DELIVERY SYSTEMS AND METHODS**)
FOR NOSCAPINE AND NOSCAPINE)
DERIVATIVES, USEFUL AS ANTICANCER)
AGENTS)

**DECLARATION OF JOHN A. PETROS IN SUPPORT OF PETITION FOR
CORRECTION OF INVENTORSHIP UNDER 37 C.F.R. §1.324**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

I, John A. Petros, declare as follows:

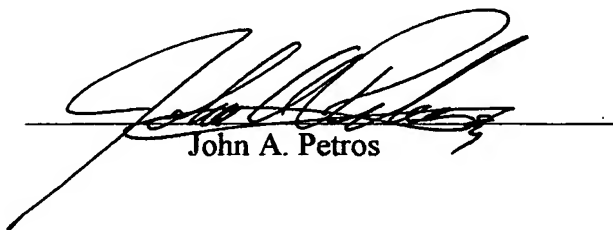
1. I currently reside at 2365 Flint Creek Drive, Cumming, GA 30041. I declare that I was an inventor of the subject matter claimed in the above referenced issued patent. It was by error that I was not named as an inventor in the above-identified issued patent. The error of failing to include myself as an inventor of the above-identified issued patent occurred without any deceptive intention on my part.

2. I further declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title

Declaration of John A. Petros
Patent No. 6,673,814
Issued: January 6, 2004
Page 2

18 of the United States Code, and that such willful false statements may jeopardize the validity of the issued patent.

Date: 5-30-09


John A. Petros

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Harish C. Joshi et al.)
)
Patent No. **6,673,814**)
)
Issued: **January 6, 2004**)
)
For: **DELIVERY SYSTEMS AND METHODS**)
FOR NOSCAPINE AND NOSCAPINE)
DERIVATIVES, USEFUL AS ANTICANCER)
AGENTS)
)

**DECLARATION OF YE KEQIANG IN SUPPORT OF PETITION FOR
CORRECTION OF INVENTORSHIP UNDER 37 C.F.R. §1.324**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

I, Ye Keqiang, declare as follows:

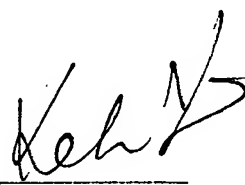
1. I declare that I am an inventor in the above referenced issued patent. It was an error that John A. Petros was not named in the above-identified issued patent and this error in inventorship occurred with no deceptive intent on my part. I agree to the change of inventorship to add Dr. John A. Petros as an inventor of U.S. Patent No. 6,673,814.

2. I further declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the issued patent.

Our Docket Number: E2690-199298

Declaration of Ye Keqiang
Patent No. 6,673,814
Issued: January 6, 2004
Page 2

Date: 04/15/2009

 Keqiang Ye 
Ye Keqiang